

L.N. 110 of 1963

THE CRIMINAL PROCEDURE ACT (CHAPTER 43)

The Fritz Iteles—Deportation Order, 1963

Commencement : 3rd September, 1963

WHEREAS on the 10th day of May, 1963, one Fritz Iteles was convicted without the option of a fine, of offences under the Criminal Code Act, at the Magistrates' Court, Uyo, Eastern Region of Nigeria :

AND WHEREAS the said Court, in exercise of the powers conferred by section 404 of the Criminal Procedure Act, has recommended to me that the said Fritz Iteles be deported from Nigeria :

AND WHEREAS after considering the recommendation I am satisfied that it is in the interest of peace, order and good government that an Order of deportation should be made :

NOW, THEREFORE, in exercise of the powers conferred by section 410 of the Criminal Procedure Act, I, SHEHU SHAGARI, being the Minister charged with the responsibility for deportation, hereby order that the said Fritz Iteles shall leave Nigeria on the first available opportunity and thereafter remain out of Nigeria.

MADE at Lagos this 3rd day of September, 1963.

SHEHU SHAGARI,
Federal Minister of Internal Affairs

L.N. 111 of 1963

LABOUR CODE ACT (CHAPTER 91)

The Labour Code (Trade Union Contributions) Order, 1963

Commencement : 1st September, 1963

In exercise of the powers conferred by section 27A (2) of the Labour Code Act, the Federal Minister of Labour hereby makes the following Order :—

1. This Order may be cited as the Labour Code (Trade Union Contributions) Order, 1963 and shall be of Federal application.

Citation and
application.

2. The Trade unions specified in the first column of the Schedule are hereby approved for the purpose of subsection (1) of section 27A of the Labour Code Act with effect from the date specified in the second column of the Schedule.

Trade
Unions
approved by
Minister
pursuant to
section 27A
(2), Cap. 91
Schedule.

SCHEDULE

Section 2.

| <i>Name of Trade Union</i> | <i>Date</i> |
|---|---------------------|
| 1. Nigeria Motor Drivers' Union | 1st September, 1963 |
| 2. Civil Aviation Workers' Union of Nigeria .. | 1st September, 1963 |
| 3. Costain and Allied Companies Technical and Clerical African Workers' Union of Nigeria .. | 1st September, 1963 |
| 4. Eastern Nigeria Potters' Union | 1st September, 1963 |
| 5. BEWAC African Workers Union of Nigeria .. | 1st September, 1963 |
| 6. Inland Waterways Engineering Workers' Union.. | 1st September, 1963 |
| 7. Posts and Telegraphs Telephonists Union of Nigeria and the Cameroons | 1st September, 1963 |
| 8. R. T. Briscoe Workers' Union of Nigeria.. .. | 1st September, 1963 |

DATED at Lagos this 24th day of August, 1963.

J. M. JOHNSON,
Federal Minister of Labour

ML.Ic/102

L.N. 112 of 1963

MERCHANT SHIPPING ACT, 1962
(No. 30 OF 1962)

MINISTERS' STATUTORY POWERS AND DUTIES
(MISCELLANEOUS PROVISIONS) ACT (CHAPTER 122)

Merchant Shipping Act (Delegation of Powers) Notice, 1963

Commencement : 12th September, 1963

In exercise of the powers conferred by section four hundred and fourteen of the Merchant Shipping Act, 1962, section three of the Ministers' Statutory Powers and Duties (Miscellaneous Provisions) Act, Cap. 122 and of all other powers enabling him in that behalf, the Minister of Transport of the Federation hereby gives the following notice :—

Citation.

1. This Notice may be cited as the Merchant Shipping Act (Delegation of Powers) Notice, 1963.

Delegation
of Powers.

2. The Minister of Transport of the Federation hereby delegates to the officers designated in the third column of the Schedule the powers specified in the first column opposite to the said officers which powers are conferred upon the Minister by the sections of the Merchant Shipping Act, 1962 specified in the second column adjacent thereto.

SCHEDULE

| <i>Powers delegated</i> | <i>Merchant Shipping Act</i> | <i>Officer</i> |
|---|------------------------------|----------------------------------|
| 1. To grant certificates of competency | Section 7(1) | Government Inspector of Shipping |
| 2. To issue permits in lieu of certificates of competency | Section 7(2) | Government Inspector of Shipping |
| 3. To approve eye-sight tests | Section 8 | Government Inspector of Shipping |
| 4. To designate times and places of examinations | Section 14(1) | Government Inspector of Shipping |
| 5. To exercise the powers of the Minister under section 14 (2) of the Act | Section 14(2) | Government Inspector of Shipping |
| 6. To order Board of Enquiry into allegations made against holders of certificate of competency and to cancel or suspend certificates of competency | Section 16(1) | Government Inspector of Shipping |
| 7. To receive account from the proper officer in respect of the return of seamen left behind | Section 43(c) | Superintendent |
| 8. To appoint inspectors of provisions | Section 94(5) | Permanent Secretary |
| 9. To keep a register of all persons serving in Nigerian Ships | Section 136 | Superintendent |
| 10. To dispense with transactions before the Superintendent | Section 140 | Government Inspector of Shipping |
| 11. To receive copy of endorsements on agreements | Section 141(3) | Superintendent |
| 12. To receive and approve plans and specifications | Section 145(1)(a) | Government Inspector of Shipping |

SCHEDULE—continued

| <i>Powers delegated</i> | <i>Merchant Shipping Act</i> | <i>Officer</i> |
|--|------------------------------|----------------------------------|
| 13. To order detention of ships whose plans and specifications have not been approved | Section 145(1)(b) | Government Inspector of Shipping |
| 14. To give directions to surveyors .. | Section 149(8) | Government Inspector of Shipping |
| 15. To receive the declaration of survey or give directions | Section 149(9) | Government Inspector of Shipping |
| 16. To receive reports of Boards of Survey or Scientific Referees .. | Section 150(1) | Government Inspector of Shipping |
| 17. To grant permits for ships to clear from Nigeria | Section 152(4) | Government Inspector of Shipping |
| 18. To give directions as to manner of communication of Notice to the Collector of Customs | Section 156(3) | Government Inspector of Shipping |
| 19. To give direction as to manner of communication of Notice to the Collector of Customs | Section 159(8) | Government Inspector of Shipping |
| 20. To appoint Radio Surveyors in conjunction with Ministry of Communications from officers already in the public service .. | Section 162 | Permanent Secretary |
| 21. To issue duplicate certificates of survey | Section 163(1) | Government Inspector of Shipping |
| 22. To issue certificate within a specific time | Section 163(2) | Government Inspector of Shipping |
| 23. To issue general safety certificates and short voyage safety certificates | Section 164(1) | Government Inspector of Shipping |
| 24. To issue exemption certificates, qualified safety certificate or qualified short voyage safety certificates | Section 164(2) | Government Inspector of Shipping |

SCHEDULE—continued

| <i>Powers delegated</i> | <i>Merchant Shipping Act</i> | <i>Officer</i> |
|---|------------------------------|----------------------------------|
| 25. To issue safety equipment certificate | Section 165(1) | Government Inspector of Shipping |
| 26. To issue exemption certificates or qualified safety equipment certificates | Section 165(2) | Government Inspector of Shipping |
| 27. To issue radio certificates .. | Section 166(1) | Government Inspector of Shipping |
| 28. To issue exemption certificates and qualified radio certificates .. | Section 166(2) | Government Inspector of Shipping |
| 29. To issue radio exemption certificates | Section 166(4) | Government Inspector of Shipping |
| 30. To issue the certificate referred to in section 167 | Section 167 | Government Inspector of Shipping |
| 31. To transmit certificates issued under Part IV | Section 168(1) | Government Inspector of Shipping |
| 32. To cause notice of transmission of certificate issued under Part IV to be given to the owner, agent or master of the ship | Section 168(2) | Government Inspector of Shipping |
| 33. To direct the granting of interim Certificate of Survey | Section 168(4) | Government Inspector of Shipping |
| 34. To receive written notice and full particulars of alterations .. | Section 170(1) | Government Inspector of Shipping |
| 35. To exercise all the powers of the Minister under section 170(4) .. | Section 170(4) | Government Inspector of Shipping |
| 36. To exercise Minister's power of re-issue of Certificate of Survey .. | Section 170(6) | Government Inspector of Shipping |

SCHEDULE—continued

| <i>Powers delegated</i> | <i>Merchant Shipping Act</i> | <i>Officer</i> |
|---|------------------------------|----------------------------------|
| 37. To exercise Minister's power under section 173(1) of the Act .. | Section 173(1) | Government Inspector of Shipping |
| 38. To issue notices of cancellation of certificates | Section 174(1) | Government Inspector of Shipping |
| 39. To exercise the Minister's power under section 175(1) and (2) .. | Section 175(2) | Government Inspector of Shipping |
| 40. To order detention of ship .. | Section 175(4) | Government Inspector of Shipping |
| 41. To exercise Minister's power of granting extension of certificates.. | Section 176 | Government Inspector of Shipping |
| 42. To exercise powers of Minister under section 180(1) | Section 180(1) | Government Inspector of Shipping |
| 43. To exercise Minister's power under section 181 of the Act .. | Section 181 | Government Inspector of Shipping |
| 44. To approve the forms which ship's stability information shall take .. | Section 185(2) | Government Inspector of Shipping |
| 45. To receive information as to stability | Section 185(3) | Government Inspector of Shipping |
| 46. To give permission for carrying passengers in excess of specified numbers | Section 190(2) | Government Inspector of Shipping |
| 47. To give permission to carry un-berthed passengers in certain cases | Section 191(1) | Government Inspector of Shipping |
| 48. To issue permits for fishing boats to carry passengers in certain circumstances | Section 196(3) | Government Inspector of Shipping |
| 49. To exercise powers of Minister under section 200(1) of the Act .. | Section 200(1) | Government Inspector of Shipping |

SCHEDULE—*continued*

| <i>Powers delegated</i> | <i>Merchant Shipping Act</i> | <i>Officer</i> |
|--|------------------------------|----------------------------------|
| 50. To exempt ships from carrying load line | Section 202(3) | Government Inspector of Shipping |
| 51. To exercise the powers of the Minister under section 202(4) of the Act | Section 202(4) | Government Inspector of Shipping |
| 52. To lay down conditions of assignment of load line | Section 203(2) (b) | Government Inspector of Shipping |
| 53. To exercise powers of the Minister under section 204 of the Act .. | Section 204 | Government Inspector of Shipping |
| 54. To issue notices of cancellation and renewal of load line certificate .. | Section 207(1) (2) | Government Inspector of Shipping |
| 55. To exercise all the powers of the Minister under section 208 of the Act | Section 208 | Government Inspector of Shipping |
| 56. To order release of ships from detention | Section 217(5) | Government Inspector of Shipping |
| 57. To renew and cancel load line certificates of ships of other countries | Section 223(1) | Government Inspector of Shipping |
| 58. To exercise all the powers of the Minister under section 229 of the Act | Section 229 | Government Inspector of Shipping |
| 59. To issue copies of collision rules on application of owner, master or person in command of a ship .. | Section 231(4) | Government Inspector of Shipping |
| 60. To direct notification of deficiency of equipment | Section 232(2) | Government Inspector of Shipping |
| 61. To appoint Boards of Survey and receive report | Section 232(4) (5) | Government Inspector of Shipping |
| 62. To order signal stations and radio stations to transmit distress signals | Section 240(3) | Government Inspector of Shipping |

SCHEDULE—*continued*

| <i>Powers delegated</i> | <i>Merchant Shipping Act</i> | <i>Officer</i> |
|---|------------------------------|----------------------------------|
| 63. To exercise the Minister's powers of approval of explosives magazines | Section 250(1) | Government Inspector of Shipping |
| 64. To prescribe rules for reasonable precaution in the carriage of grain | Section 253(3) | Government Inspector of Shipping |
| 65. To appoint inspectors of wool, flax, tow and skins or other goods liable to spontaneous combustion. .. | Section 256(1) | Permanent Secretary |
| 66. To issue permits to carry deck cargo | Section 257(1) | Government Inspector of Shipping |
| 67. To detain or release unseaworthy Commonwealth ships | Section 260(1) | Government Inspector of Shipping |
| 68. To receive report of detention or release of a ship | Section 260(3) | Government Inspector of Shipping |
| 69. To order inquiry into condition of ships anchors and cables | Section 260(8) | Government Inspector of Shipping |
| 70. To demand security for costs .. | Section 262 | Government Inspector of Shipping |
| 71. To detain unsafe foreign ships .. | Section 263 | Government Inspector of Shipping |
| 72. To appoint fit persons to hold preliminary Board of Inquiry into shipping casualties | Section 267(1) | Government Inspector of Shipping |
| 73. To get reports of findings of the Board of Inquiry | Section 267(2) | Government Inspector of Shipping |
| 74. To exercise Minister's power of publishing in the Gazette result of examinations in respect of ships in distress | Section 281(2) | Government Inspector of Shipping |

SCHEDULE—continued

| <i>Powers delegated</i> | <i>Merchant Shipping Act</i> | <i>Officer</i> |
|--|------------------------------|----------------------------------|
| 75. To receive notice of wreck given by Receiver | Section 284(1) (2) | Government Inspector of Shipping |
| 76. To appoint registrars and ports of registry for the registration of ships | Section 304(1) | Permanent Secretary |
| 77. To order an enquiry where there is a case of doubt as to title of a ship | Section 306(3) | Government Inspector of Shipping |
| 78. To detain ships if evidence of ownership is not produced .. | Section 307(4) | Government Inspector of Shipping |
| 79. To accept other countries tonnage figures | Section 309(2) | Government Inspector of Shipping |
| 80. To exercise Minister's power under this section | Section 310(1) | Government Inspector of Shipping |
| 81. To recognise persons who may be termed "shipbuilders" | Section 312(4) | Government Inspector of Shipping |
| 82. To approve grants of new certificates of registry | Section 317(1) | Government Inspector of Shipping |
| 83. To approve provisional certificates of registry for ship which in a foreign country becomes Nigerian owned | Section 322(1) | Government Inspector of Shipping |
| 84. To consent to transfer of registry to other Commonwealth countries | Section 329(1) | Government Inspector of Shipping |
| 85. To consent to certificates of sale of a ship | Section 329(5) (6) | Government Inspector of Shipping |

SCHEDULE—*continued*

| <i>Powers delegated</i> | <i>Merchant Shipping Act</i> | <i>Officer</i> |
|--|------------------------------|----------------------------------|
| 86. To consent to re-issue of certificates of sale or mortgage, if lost .. | Section 350 | Government Inspector of Shipping |
| 87. To give consent to the registration of ships in different names .. | Section 355(5) | Government Inspector of Shipping |
| 88. To exercise Minister's powers under section 367 of the Act .. | Section 367 | Government Inspector of Shipping |
| 89. To exercise the Minister's power under section 368 of the Act .. | Section 368 | Government Inspector of Shipping |
| 90. To exercise the Minister's power under section 378 of the Act .. | Section 378(1) (2) | Government Inspector of Shipping |
| 91. To have reports of inquiry into causes of death | Section 403 | Government Inspector of Shipping |
| 92. To appoint inspectors | Section 418 | Permanent Secretary |
| 93. To exercise Minister's power under section 426 of the Act .. | Section 426 | Government Inspector of Shipping |

DATED at Lagos this 12th day of September, 1963.

R. A. NJOKU,
Minister of Transport of the Federation

EXPLANATORY NOTE

By this notice the Minister of Transport of the Federation delegates to the Permanent Secretary, Superintendent Mercantile Marine Officer, and Government Inspector of Shipping certain powers under the Merchant Shipping Act, 1962.

T1926/S. 27